

**TOWN OF LEXINGTON
MOTIONS**

**2014 Special Town Meeting
(Articles 1-12)
(June 16, 2014)**

Article 1 REPORTS OF COMMITTEES

- a. Report of the School Committee
MOTION: That the report of the School Committee be received and placed on file.
- b. Report of the Appropriation Committee
MOTION: That the report of the Appropriation Committee be received and placed on file.
- c. Report of the Capital Expenditures Committee
MOTION: That the report of the Capital Expenditures Committee be received and placed on file.
- d. Report of the Planning Board
MOTION: That the report of the Planning Board be received and placed on file.
- e. Report of the Community Preservation Committee
MOTION: That the report of the Community Preservation Committee be received and placed on file.

(6/13/14)

Article 2 AMEND ZONING BYLAW – 430 CONCORD AVENUE

- MOTION: To amend the Code of the Town of Lexington Zoning By-Law Sections and the Zoning Map of the Town of Lexington by changing the district designation of the land described in a certain metes and bounds description and certain plans on file with the Planning Board from the current RO One Family Dwelling District to a CD Planned Commercial District with certain specified uses (pursuant to the provisions of Town of Lexington Code 135-7) said property being commonly known as Town Assessors' Map 10, Parcel 8, 430 Concord Avenue, and to allow construction of a new building on the property of approximately 34,000 square feet together with parking and other improvements to be known as Artis Senior Living, and to approve the "Preliminary Site Development and Use Plan for the Planned Commercial District at 430 Concord Avenue, Lexington, Massachusetts" (the "PSDUP") filed with the Lexington Town Clerk and Planning Board April 24, 2014, revised June 9, 2014, and to approve standards for development, uses permitted, dimensional standards and other provisions contained within the PSDUP.

(6/13/14)

Article 3 LAND ACQUISITION – OFF CONCORD AVENUE

MOTION: That the Conservation Commission be authorized to purchase or otherwise acquire, and the Selectmen be authorized to take by eminent domain, upon the written request of the Conservation Commission, for conservation purposes including outdoor recreation as provided by Section 8C of Chapter 40 of the Massachusetts General Laws, any fee, easement or other interests and convey a conservation restriction as defined in Section 31 of Chapter 184 of the General Laws in all or any part of land shown as Lot 1 on Assessors' Property Map 6, now or formerly of John H. Sellars, that the sum of \$220,000 be appropriated for such land acquisition, and to meet this appropriation \$220,000 be appropriated from the Open Space Reserve of the Community Preservation Fund.

(6/13/14)

Article 4 AUTHORIZE EASEMENT ON LAND AT 430 CONCORD AVENUE

MOTION: That the Board of Selectmen be authorized to acquire by eminent domain, purchase or otherwise easements and expand the uses of the existing sewer easement on property shown on Assessors' Property Map 10, Lots 7 and 8 to access the land shown on Assessors' Property Map 6, Lot 1.

(6/13/14)

Article 5 SCHOOL MASTER PLAN

MOTION: That \$250,000 be appropriated for a school building master plan, to be spent under the direction of the School Committee, and that to meet this appropriation \$250,000 be raised in the tax levy.

(6/13/14)

Article 6 AMEND GENERAL BYLAWS – CONTRACTS AND DEEDS

MOTION: That Section 32-4 of Chapter 32 of the Code of the Town of Lexington be amended as set forth in the Article, and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Lexington.

(6/13/14)

Article 7 AMEND GENERAL BYLAWS REGARDING REPORTING PERIOD FOR TOWN COUNSEL'S ANNUAL REPORT

MOTION: That Section 90-28 of Chapter 90 of the Code of the Town of Lexington ("Annual Report"), be amended as set forth below, and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of said Code:

The Town Counsel shall annually report in writing to the Board of Selectmen, by a date determined by the Board of Selectmen, all actions by or against the Town which were pending at the beginning of the preceding fiscal year; all actions brought by or against the Town during such year; and all actions settled or disposed of during such year. Such report shall show the full name of each plaintiff or defendant, the nature and amount of the claim in each case, and the terms upon which any case was settled or disposed of during such year. Such report shall be printed in the Annual Town Report.

(6/13/14)

Article 8 ESTABLISH AND APPROPRIATE TO AND FROM SPECIFIED STABILIZATION FUNDS

MOTION: That this article be indefinitely postponed.
(6/13/14)

Article 9 AMEND FY2014 OPERATING AND ENTERPRISE BUDGETS

MOTION: That this article be indefinitely postponed.
(6/13/14)

Article 10 AMEND ARTICLE 5 OF NOVEMBER 4, 2013 SPECIAL TOWN MEETING, RENOVATION TO COMMUNITY CENTER

MOTION: That the motion under Article 5 of the warrant for the November 4, 2013 Special Town Meeting as amended under Article 3 of the March 24, 2014 Special Town Meeting be amended to read as follows:

That \$6,720,000 be appropriated for design, engineering and remodeling, reconstructing and making extraordinary repairs to buildings at 39 Marrett Road, and that to meet this appropriation \$892,682 be appropriated from the Historic Resources Reserve of the Community Preservation Fund, \$2,818,462 be appropriated from the Unbudgeted Reserve of the Community Preservation Fund, \$2,135,040 be appropriated from Undesignated Fund Balance of the Community Preservation Fund, \$422,816 be appropriated from the General Fund Unreserved Fund Balance and that the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$451,000 under M.G.L. Chapter 44, Section 7(3A), as amended, or under M.G.L. Chapter 44B, as amended, or any other enabling authority.

(6/13/14)

**Article 11 AMEND ARTICLE 2 OF THE MARCH 24, 2014 SPECIAL TOWN
MEETING, CARY MEMORIAL BUILDING UPGRADES**

MOTION: That this article be indefinitely postponed.

(6/13/14)

Article 12 APPROPRIATE FOR AUTHORIZED CAPITAL IMPROVEMENTS

MOTION: That this article be indefinitely postponed.

(6/13/14)